IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

WP(C).No. 28121 of 2005(W)

PETITIONER:

CHEERANTHODIKA MARIYUMMA,
W/O. ALAVI, MULLAMPARA,
MANJERI, MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:
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1. **THE JOINT REGISTRAR,**
   CO-OPERATIVE SOCIETIES,
   MALAPPURAM.

2. **MANJERI CO-OPERATIVE URBAN BANK LTD.,**
   MANJERI, REPRESENTED BY ITS SECRETARY.

3. **THE LOAN RECOVERY OFFICER,**
   MANJERI CO-OPERATIVE URBAN BANK LTD.,
   MANJERI, MALAPPURAM DISTRICT.

BY ADV. SRI.T.R.RAMACHANDRAN NAIR
BY GOVERNMENT PLEADER SRI. MANOJ KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH, J.

W.P.(C) No.28121 of 2005

Dated 28th February, 2007.

J U D G M E N T

Petitioner prays for the benefit of one time settlement scheme. The second respondent is an Urban Cooperative Bank and hence all the schemes announced by the State Government cannot be made applicable to the petitioner. Be that as it may, in the counter affidavit it is stated that, in case the petitioner is prepared to remit an amount of Rs.2,49,358/- before 31.1.2006, the Bank is prepared to forgo the rest of the claims. In the above circumstances, the writ petition is disposed of as follows :-

In the event of the petitioner remitting the said amount of Rs.2,49,358/- with 12% interest from 31.1.2006 till the date of payment, on or before 31.3.2007, there shall be no further claim against the petitioner in respect of the transaction referred to in the writ petition. It is made clear that this benefit is extended only because the writ petition was pending before this Court even after filing the counter affidavit.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 28th February, 2007.